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**Legal Report
For September 2015**

During September, 2015, the following areas of note were addressed by the City Attorney's office:

Council

Conference with Mayor, attend Council meeting, conference with councilors.

Board of Works

Attend BOW, conference with several dept. heads regarding pending issues; Review and respond to email from HRC Vice-Chair regarding Purdue jurisdiction for HRC Complaints; Transmit Rathgeber Tort Claim notice to MBAH; Phone conference with the fire chief and the clerk-treasurer regarding the ordinance on the fire protection surcharge; attend to Rathberger tort claim; Draft Answer and Appearance in Gray MF action; Research city code provisions, Indiana statutes, and Indiana cases on appealing an administrative decision regarding the determination of applicability of stormwater rates, discuss research with City Attorney; Gray mortgage foreclosure matter- Telephone call to R. Wade regarding liens, Research liens at Recorder's office, conference with attorney regarding same; Discussion with City Attorney regarding Purdue and HRC jurisdiction, additional emails with vice chair; Attend BOW, conference with several dept. heads; Conference with P. Truitt esq., connection Point church officials, City Stormwater team; Review the report from the city engineer's office regarding the bond claim as to the property at 3757 Wakefield; Draft Motion for Extension of Time to answer and proposed order in Gray mortgage foreclosure matter; Further review ordinances from other jurisdictions regarding fire protection surcharges, email correspondence with the Indiana Utility Regulatory Commission; Email correspondence with homeowner at 3757 Wakefield regarding issues related to a bond claim; Telephone call from J. Seeger esq. regarding Area Plan Commission membership, check current appointees; Attend BOW, conference with PC, BOW member regarding procedures for public meetings; Telephone call and email from Travellers adjuster in Rathgeber tort claim; Review multiple emails from HRC members regarding diversity meeting

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with Purdue Provost; Attend BOW, conference with dept. heads; Attend BOW, review and approve video release regarding WLPD, conference with dept. heads; Conference with paralegal, reviewed multiple e-mails and drafts in the file regarding police public space storage policy, responded to e-mail from DC; Attend police merit commission meeting, review file to inform President of available openings, assign paralegal to inform President.

Wastewater Utility

Attend to BOW hearing request and application on stormwater; Finalize letter and exhibits, transmit to M. Einterz esq.; Conferences with C.T., J. Treat, DD, PWD regarding CSO project, review schedules and timetables, conference Mayor regarding same; Review GSC calculations, telephone call to CPA, review notes to prepare position statement; Attend to numerous emails regarding GSC method and financial issues, telephone calls and conferences regarding bond ordinance; Conference with owner regarding Auburn Meadows; attend GSC conference.

Development

Attend to code question on variance procedure at BOW; Review the pleadings in the mortgage foreclosure against the property at 1222 North Salisbury Street; Email to M.Ray and Rhonda regarding Gray MF action.

State Street Project – Attend City team Conference regarding financial issues and GSC, review numerous project emails with attached documents from working group; Review emails related to proposers and numerous issues related to questions to be answered, scope changes, GSC interface; Conference with Schultz and Allen regarding options for funding, telephone call to CPA, review numerous documents; Attend meetings with City team and Joint team, obtain new schedules on revenues, draft position statement for use in negotiations, review numerous emails regarding one on ones round two; Review letter and Agreement regarding substitution of Star to McQuarie team; Telephone conferences with Mayor, J. Treat, draft proposal to PU; Coordinate with all team members on final White Paper and schedule, send negotiation request review of S. Schultz esq.; numerous telephone calls with team and PU members, attend regular meeting, conference with PU counsel; Receive email and telephone call to J. Treat regarding revised schedule for White Paper, email to team members; city team meeting, review and respond to emails regarding same, conference with CP; Conference with City team on BOT, GSC/CSO interfaces, review many schedules; Attend Joint Team Meeting, conference with City team members, attend to TIF 1 schedule changes, begin drafting position memo; Telephone call with J. Treat regarding PU position on AP schedule; Attend to emails on Freehafer alternative road alignment, telephone call from and to J. Treat regarding funding issues; Conference with Mayor,

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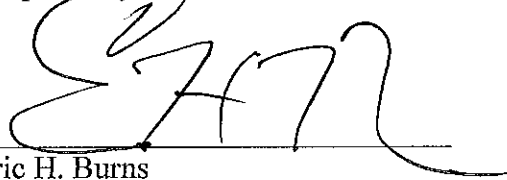
telephone call with J. Treat, review and analyze email from S. Schultz esq. with attachment;
Multiple meetings on funding sources and TIF1 schedule with Team members, emails with PU
team; Conference with Joint Team, conference with city Team, Mayor.

Code Enforcement

Review file on Loudermilk rental code compliance; Brief discussion with City Attorney, Review
UZO for political sign compliance issue, draft memo to City Attorney regarding Temporary
Building Signs and ambiguity in UZO ordinance; Discussion with City Attorney regarding sign
issue, email documents to Area Plan Commission attorney for legal opinion.

Ryan Matter -- Responded to e-mail from J. Schrier regarding court status conference.

Respectfully Submitted,



Eric H. Burns